

DAG/HW
PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

| | | |
|--|----|--|
| Total Number of Pages in This Submission | 21 | Application Number 10/532,164 |
| | | Filing Date August 15, 2005 |
| | | First Named Inventor Clark D. KLEIN |
| | | Art Unit 3643 |
| | | Examiner Name Bethany L. Griles |
| | | Attorney Docket Number BASF.10025 |

| ENCLOSURES <i>(Check all that apply)</i> | | |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form <div style="margin-left: 20px;"><input type="checkbox"/> Fee Attached</div> <input type="checkbox"/> Amendment/Reply <div style="margin-left: 20px;"><input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)</div> <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <div style="margin-left: 20px;"><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53</div> | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <div style="margin-left: 20px;"><input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD</div> | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <div style="margin-left: 20px;"><input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): Exhibits 1-5</div> |
| Remarks The Director is hereby authorized to charge any appropriate fees that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-3218. This paper is submitted in duplicate. | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|--------------------------|----------|--------|
| Firm Name | Hutchison Law Group PLLC | | |
| Signature | | | |
| Printed name | Christopher J. Knors | | |
| Date | | Reg. No. | 45,569 |

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

| | | | |
|-----------------------|-----------------|------|----------------|
| Signature | | | |
| Typed or printed name | Jennie P. Snead | Date | March 14, 2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Patent
Attorney Docket No. BASF.10025

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Clark D. KLEIN, et al.

Group Art Unit: 3643

Application No.: 10/532,164

Examiner: Bethany L. Griles

Filing Date or 371(c) Date: August 15, 2005

Confirmation No.: 8330

Title: Termite-Monitoring Device and
Associated Method

**PETITION FOR CORRECTION OF 371(c) DATE UNDER
37 C.F.R §1.10**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully petition the Director under 37 C.F.R. § 1.10 to accord this application a 371(c) date of August 18, 2005 as shown as the "date-in" on the Express Mail mailing label associated with the filing of the executed Declaration which completed the 371(c) requirements for the application. The facts are set forth below.

The Response to Notification of Missing Requirements, submitting the executed Declaration for the application, was filed by Express Mail on August 18, 2005. However, the Filing Receipt and Notice of Acceptance of Application under 35 U.S.C. 371 and 1.495 indicate a 371(c) date of August 15, 2005 (**Exhibit 1**).

Pursuant to 37 C.F.R. § 1.10(c)(1), this petition is being filed promptly after the undersigned became aware of the incorrect filing date.

Attached are the following documents:

a true copy of the Express Mail mailing label (EV 613 033 851 US) showing the "date-in" as August 18, 2005, and the official notation by the USPS showing the date of deposit (**Exhibit 2**);

a copy of the § 371 Transmittal Cover Letter, Second or Subsequent Submission, filed with the number of the Express Mail mailing label (EV 613 033 851 US) which was placed on the paper prior to the mailing by Express Mail (**Exhibit 3**);

a copy of the Return Post Card as obtained from the PCT/PTO Receiving Office showing the incorrect date stamp of August 15, 2005. The Post Card identifies the application by

Application No. 10/532,164 and requests acknowledgement by the PTO of the papers filed on August 18, 2005. (**Exhibit 4**);

a copy of Track & Confirm documents from the USPS website showing the deposit on August 18, 2005, and the delivery of Express Mail EV 613 033 851 US on August 19, 2005 in Alexandria, VA (**Exhibit 5**).

In view of the attached documentation and foregoing explanation, Applicants respectfully submit that the documentation required by 37 C.F.R. § 1.10 has been presented and shows the 371(c) date, the date of filing the executed Declaration, should be August 18, 2005. Therefore, Applicants respectfully request that the 371(c) date of the present application be corrected to August 18, 2005.

The Director is hereby authorized to charge any appropriate fees that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-3218.

Respectfully submitted,

HUTCHISON LAW GROUP PLLC

Date: March 14, 2006

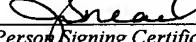
By: 

Christopher J. Knors
Registration No. 45,569

P.O. Box 31686
Raleigh, NC 27612
+1.919.829.9600

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 3/14/06.

Jennie Snead
(*Typed Name of Person Signing Certificate*)


(*Signature of Person Signing Certificate*)

Date of Signing: 03/14/2006

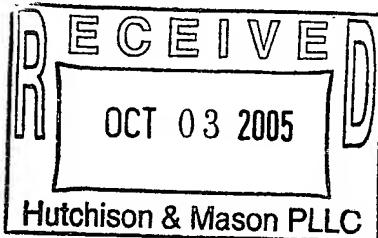


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| APPL NO. | FILING OR 371 (c) DATE | ART UNIT | FIL FEE REC'D | ATTY.DOCKET NO | DRAWINGS | TOT CLMS | IND CLMS |
|------------|---------------------------|----------|---------------|----------------|----------|----------|----------|
| 10/532,164 | 08/15/2005 | 3643 | 1030 | BASF.10025 | 4 | 16 | 2 |

45473
 HUTCHISON & MASON PLLC
 PO BOX 31686
 RALEIGH, NC 27612



CONFIRMATION NO. 8330

FILING RECEIPT



OC000000017073385

Date Mailed: 09/27/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Clark D. Klein Jr, Pittsboro, NC;
 David M. Davies, King of Prussia, PA;

Power of Attorney: The patent practitioners associated with Customer Number 45473.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP03/11825 10/24/2003
 which is a CON of 10/281,087 10/25/2002 ABN

Foreign Applications

Projected Publication Date: 12/29/2005

Non-Publication Request: No

Early Publication Request: No

Title

Termite-monitoring device and associated method

DOCKETED
 10/3/05 dm

Preliminary Class

043

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject

matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

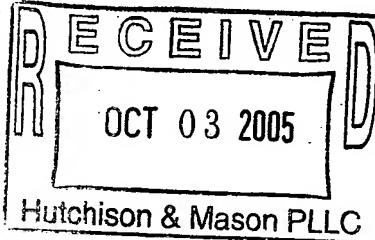
No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



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| | | |
|--|-----------------------|-------------------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/532,164 | Clark D. Klein Jr | BASF.10025 |
| | | INTERNATIONAL APPLICATION NO. |
| | | PCT/EP03/11825 |
| 45473 HUTCHISON & MASON PLLC PO BOX 31686 RALEIGH, NC 27612 | I.A. FILING DATE | PRIORITY DATE |
| | 10/24/2003 | 10/25/2002 |
| CONFIRMATION NO. 8330 371 ACCEPTANCE LETTER | | |
| *OC000000017073386* | | |



Date Mailed: 09/27/2005

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

| | |
|---|---|
| <u>08/15/2005</u> | <u>08/15/2005</u> |
| DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS | DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS |

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE "FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Copy of the International Application filed on 04/20/2005
- Copy of the International Search Report filed on 04/20/2005
- Copy of IPE Report filed on 04/20/2005
- Preliminary Amendments filed on 04/20/2005
- Information Disclosure Statements filed on 04/20/2005
- Oath or Declaration filed on 08/15/2005
- U.S. Basic National Fees filed on 04/20/2005
- Assignment filed on 08/15/2005
- Priority Documents filed on 04/20/2005
- Specification filed on 04/20/2005
- Claims filed on 04/20/2005

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10/3/05 dm

- Abstracts filed on 04/20/2005
- Drawings filed on 04/20/2005

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

VONDA M WALLACE
Telephone: (703) 308-9140 EXT 225

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)



EXPRESS MAIL
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EV 613033851

Post Office To Addressee

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| PO ZIP Code 27622 | Day of Delivery <input checked="" type="checkbox"/> Next <input type="checkbox"/> 2nd <input type="checkbox"/> 2nd Del. Day | Postage \$13.64 |
| Date Accepted 8/18/01 | Scheduled Date of Delivery 8/18/01 | Return Receipt Fee \$ |
| Month Aug | Day 18 | |
| Mo. Day Year 8/18/01 | Scheduled Time of Delivery <input checked="" type="checkbox"/> Noon <input type="checkbox"/> 3 PM | COD Fee \$ |
| | Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day | Insurance Fee \$ |
| Flat Rate <input type="checkbox"/> or Weight 4.60 lbs. | Int'l Alpha Country Code US | Total Postage & Fees \$13.64 |
| | Acceptance Emp. Initials JK | |

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| Delivery Attempt <input checked="" type="checkbox"/> Mo. AUG Day 18 | Time <input type="checkbox"/> AM 1 PM <input type="checkbox"/> PM | Employee Signature JK |
| Delivery Attempt <input type="checkbox"/> Mo. 18 Day 18 | Time <input type="checkbox"/> AM 1 PM <input type="checkbox"/> PM | Employee Signature JK |
| Delivery Date AUG 18 2005 | Time <input type="checkbox"/> AM 1 PM <input type="checkbox"/> PM | Employee Signature JK |
| Mo. 18 Day 18 | | USPS |

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| | | |
|--|--|--|
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 | | ATTORNEY'S DOCKET NUMBER BASF.10025 |
| INTERNATIONAL APPLICATION NO. PCT/EP2003/011825 | INTERNATIONAL FILING DATE October 24, 2003 | U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/532,164 |
| PRIORITY DATE CLAIMED October 25, 2002 | | |
| TITLE OF INVENTION TERMITE-MONITORING DEVICE AND ASSOCIATED METHOD | | |
| APPLICANT(S) FOR DO/EO/US Clark D. KLEIN, David M. DAVIES. | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | |
| <p>1. <input type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). </p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). </p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. </p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> | | |
| Items 11 to 20 below concern document(s) or information included: | | |
| <p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> | | |

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8/18/05 dm

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| U.S. APPLICATION NO. (if known, see 37 CFR 1.5) | INTERNATIONAL APPLICATION NO. | ATTORNEY'S DOCKET NUMBER |
|---|-------------------------------|--------------------------|
| 10/532,164 | PCT/EP2003/011825 | BASF.10025 |

20. Other items or information:

| | | | |
|---|--------------|---|--------------|
| The following fees have been submitted | | CALCULATIONS | PTO USE ONLY |
| 21. <input type="checkbox"/> Basic national fee (37 CFR 1.492(a)).....\$300 | | \$ | |
| 22. <input type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0 All other situations.....\$200 | | \$ | |
| 23. <input type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....\$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB.....\$400 All other situations.....\$500 | | \$ | |
| TOTAL OF 21, 22 and 23 = | | | |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | |
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE |
| - 100 = | /50 = | | x \$250 |
| Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). | | \$ 130.00 | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE |
| Total claims | 16 - 20 = | | x \$ 50 |
| Independent claims | 2 - 3 = | | x \$200 |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | + \$360 | |
| TOTAL OF ABOVE CALCULATIONS = | | \$ | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½. | | | |
| SUBTOTAL = | | \$ | |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). | | \$ | |
| TOTAL NATIONAL FEE = | | \$ | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | + \$ 40.00 | |
| TOTAL FEES ENCLOSED = | | \$ | |
| | | Amount to be refunded: | \$ |
| | | Amount to be charged | \$ 170.00 |

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- a. A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. Please charge my Deposit Account No. 50-3218 in the amount of \$ 170.00 to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-3218. A duplicate copy of this sheet is enclosed.
- d. Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

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32,176

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Patent Response Postcard

Applicant: Clark D. KLEIN et al.

Application No.: 10/532,164

Filing Date: April 20, 2005

Title: Termite-Monitoring Device and Associated Method

Docket No.: BASF.10025

Receipt is hereby acknowledged for the following papers filed in the U.S. Patent and Trademark Office on August 18, 2005:

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